

AGENDA ACTION ITEM



Public Comment

SIGN IN SHEET

October 21, 2014

6:00 PM

AGENDA ACTION ITEMS: Council will hear public comment during this portion of the meeting for Agenda Action Items on today's agenda only. Agenda Action Items are defined as Administrator Report Items, Ordinances, Resolutions, Proclamations, Action Items, advertised Old Business item, advertised New Business item and Recommendations from Committee ONLY. Combined the two Public Comment Sessions at this meeting are limited to a total of 40 minutes, 4 minutes per person.

Please be advised that citizens not utilizing their full four [4] minutes may not "donate" their remaining time to another speaker. As stated above, each speaker is restricted to a maximum of four [4] minutes.

Citizens failing to PRINT or list the specific AGENDA ACTION ITEM will not be called upon to address Council during this portion of the meeting.

	FULL NAME	AGENDA ACTION ITEM
1	Michael Messera	2014-24
2	Bozo Kubrad	2014-25
3	Benny Nichols	2014-24-20
4	Vin COOPER	2014-25
5		
6		
7		
8		
9		
10		
11		
12	NON AGENDA	
13		
14	Susie Corneilus	Resolution R2014-16
15		

Everyone speaking before Council will be required to do so in a civil manner. Council will not tolerate personal attacks on individual council members, county staff or any person or group. Racial slurs will not be permitted. Council's number one priority is to conduct business for the citizens of this county. All citizens who wish to address Council and all Boards and Commission appointed by Council should do so in an appropriate manner.



OCONEE COUNTY COUNCIL
ABSTENTION FORM

Council Member Name: PAUL CAIN
(Please Print)

Council Member Signature: Paul A. Cain

Meeting Date: 10/21/14

Item for Discussion/Vote: 10/9/14 Minutes

Reason for Absention: I was not present for original meeting/discussion

I have a personal/familial interest in the issue.

Other: _____

Elizabeth G. Hulse
Elizabeth G. Hulse
Clerk to Council

[This form to be filed as part of the permanent record of the meeting.]

**AGENDA ITEM SUMMARY
OCONEE COUNTY, SC**

COUNCIL MEETING DATE: October 21, 2014

COUNCIL MEETING TIME: 6:00 PM

ITEM TITLE [Brief Statement]:

Second Reading of Ordinance 2014-23 "AN ORDINANCE TO AMEND OCONEE COUNTY ORDINANCE 2014-02, THE BUDGET ORDINANCE FOR THE SCHOOL DISTRICT OF OCONEE COUNTY (the "School District") FOR THE FISCAL YEAR BEGINNING JULY 1ST, 2014 AND ENDING JUNE 30TH, 2015, IN CERTAIN LIMITED REGARDS AND PARTICULARS, ONLY, SO AS TO REFLECT THE USE OF ADDITIONAL TAX REVENUE AND ADDITIONAL DELINQUENT TAX COLLECTIONS, INCLUDING PENALTIES AND INTEREST, AND DECREASE THE USE OF FUND BALANCE, ALL ON THE REVENUE SIDE OF THE BUDGET, AND OTHER MATTERS RELATED HERETO"

BACKGROUND DESCRIPTION:

The School District of Oconee County (SDOC) is increasing two revenue line items in the general fund school operations budget.

- Local tax revenue is estimated to be \$42,583,424; an increase in local tax revenue of \$577,000.
- Late penalties & fees for delinquent tax collections, to be used as revenue in the budget, are estimated to be \$250,000; no money was originally budgeted for this line item.
- The revenue increase in the budget, for both changes, totals \$827,000.

As a result of the two revenue increases in the budget, the SDOC fund balance required to balance the budget will therefore be, \$5,669,286; a reduction in fund balance usage of \$827,000.

SPECIAL CONSIDERATIONS OR CONCERNS [only if applicable]:

This is a positive development for the School District of Oconee County, as the amount of fund balance required to balance the School Operations budget is being reduced by \$827,000. The School District of Oconee County is required to maintain a fund balance in accordance with SDOC policy and bond underwriter and rating service requirements; and this change in fund balance usage will help the School District of Oconee County sustain sufficient working capital to meet operational needs in the School Operations Fund, without tax anticipation notes, and will help the SDOC maintain preferred bond ratings.

Nothing in this ordinance will change previously approved expenditures (spending) by the SDOC – all the ordinance does is change the revenue sources to fund such expenditures, because of increased revenue from tax millage and increased revenue from delinquent tax collections, thereby allowing less use of SDOC fund balance to balance the budget.

FINANCIAL IMPACT [Brief Statement]:

Check Here if Item Previously approved in the Budget. No additional information required.

Approved by: _____ **Finance**

COMPLETE THIS PORTION FOR ALL GRANT REQUESTS

Are Matching Funds Available: Yes / No

If yes, who is matching and how much.

Approved by: _____ **Grants**

ATTACHMENTS

Amended SDOC budget document.

STAFF RECOMMENDATION [Brief Statement]:

It is the staff's recommendation that Council approve Ordinance 2014-23 on second reading.

Submitted or Prepared By: _____

Approved for Submittal to Council: _____

Department Head/Elected Official: _____

T. Scott Moulder, County Administrator

Council has directed that they receive their agenda packages a week prior to each Council meeting, therefore, Agenda Items Summaries must be submitted to the Administrator for his review/approval no later than 12 days prior to each Council meeting. It is the Department Head / Elected Official's responsibility to ensure that all approvals are obtained prior to submission to the Administrator for inclusion on an agenda.

A calendar with due dates marked may be obtained from the Clerk to Council.

STATE OF SOUTH CAROLINA
COUNTY OF OCONEE
ORDINANCE 2014-23

AN ORDINANCE TO AMEND OCONEE COUNTY ORDINANCE 2014-02, THE BUDGET ORDINANCE FOR THE SCHOOL DISTRICT OF OCONEE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1ST, 2014 AND ENDING JUNE 30TH, 2015, IN CERTAIN LIMITED REGARDS AND PARTICULARS, ONLY, SO AS TO REFLECT THE USE OF ADDITIONAL TAX REVENUE AND ADDITIONAL DELINQUENT TAX COLLECTIONS, INCLUDING PENALTIES AND INTEREST, AND DECREASE THE USE OF FUND BALANCE, ALL ON THE REVENUE SIDE OF THE BUDGET; AND OTHER MATTERS RELATED THERETO.

WHEREAS, Oconee County, South Carolina, a body politic and corporate and a political subdivision of the State of South Carolina, acting by and through its duly elected County Council (the "County Council"), has heretofore adopted and enacted Oconee County Ordinance 2014-02, the School District of Oconee County (the "School District") Budget Ordinance (the "School District Budget Ordinance"); and

WHEREAS, Oconee County recognizes that the School District does not have the authority to levy *ad valorem* real property taxes or to directly collect fees, late penalties and interest on fees and late penalties with regard to such taxes ("Fees, Penalties and Interest"); and

WHEREAS, by and through Ordinance 2014-22, adopted on October 7, 2014, Oconee County found that Fees, Penalties and Interest collected on behalf of the School District, based on taxes levied for school operations and debt, are to be allocated to the School District for use by the School District; and

WHEREAS, due to the adoption of Ordinance 2014-22, the School District will experience an increase in estimated revenues from Fees, Penalties and Interest in the amount of \$250,000.00; and

WHEREAS, Oconee County further recognizes that the School District's General Fund is currently projected to receive \$42,583,424.00 in property taxes, which represents an increase of \$577,000.00 in real estate property tax revenue over the School District Budget Ordinance as originally adopted; and

WHEREAS, Oconee County further recognizes that the School District's total property tax revenue revisions reflected in this Ordinance will therefore result in a projected total increase in the School District General Fund (the "General Fund"), based on the increases as stated above, of \$827,000.00 (the "Revenue Increase"); and

WHEREAS, the Revenue Increase will mean that \$827,000.00 less current General Fund, Unassigned Fund Balance (the "General Fund") will be required to balance the School District Budget than was originally used in the School District Budget Ordinance; and

WHEREAS, Oconee County desires to amend the School District Budget Ordinance to reflect and memorialize the above-referenced impacts of the Revenue Increase, as requested by the School District as set forth in Exhibit A, and as specifically shown on Exhibit B and Exhibit C, all of which are attached hereto and incorporated herein as if fully set forth:

NOW, THEREFORE, it is hereby ordained, by Oconee County Council, in meeting duly assembled that:

1. Oconee County hereby amends the summary statement of the School District Budget Ordinance as set forth in Exhibit B and Exhibit C to reflect the increase in revenue in the School District Budget by \$250,000.00 in Fees, Penalties and Interest resulting from Ordinance 2014-22 as well as, the increase in property tax revenues of \$577,000.00 which, combined, results in an increase in property tax revenues of \$827,000.00.

2. In order to offset the increase in property tax revenues of \$827,000.00 in the School District Budget, Oconee County hereby further amends the School District Budget Ordinance, as set forth in Exhibit A and Exhibit B, by assigning the net increase in property tax revenues of \$827,000.00 to the General Fund, and by reducing use of fund balance and other financing sources that were previously assigned and necessary to fund the General Fund by \$827,000.00.

3. All other parts, terms, and provisions of the Budget Ordinance, including all attachments thereto, not otherwise specifically amended, directly or by implication, by this Ordinance, remain in full force and effect.

4. Should any part or provision of this Ordinance be deemed unconstitutional or unenforceable by any court of competent jurisdiction, such determination shall not affect the rest and remainder of this Ordinance, all of which is hereby deemed separable.

5. All ordinances, orders, resolutions, and actions of Oconee County Council inconsistent herewith are, to the extent of such inconsistency only, hereby repealed, revoked, and rescinded.

6. This Ordinance shall take effect and be in full force and effect from and after third reading and enactment by Oconee County Council.

ORDAINED in meeting, duly assembled, this ____ day of _____, 2014.

ATTEST:

Elizabeth Hulse,
Clerk to Oconee County Council

Joel Thrift,
Chairman, Oconee County Council

First Reading: October 7, 2014
Second Reading: October 21, 2014
Third Reading:
Public Hearing:

EXHIBIT A
TO OCONEE COUNTY ORDINANCE 2014-23



SCHOOL DISTRICT OF OCONEE COUNTY

414 South Pine Street, Walthalla, South Carolina 29691
Phone: 864.886.4400 • Facsimile: 864.886.4408
www.oconee.k12.sc.us

September 22, 2014

Mr. Scott Moulder
Oconee County Administrator
415 South Pine Street
Walthalla, SC 29691

Dear Mr. Moulder:

On Monday, September 15, the school board voted to amend our budget request to county council. While this request reflects a change in the revenue, our spending plan remains unchanged. Our situation is very similar to yours with the county budget – the increased revenue simply lowers the amount that we were going to have to take out of reserves. The revised budget that our board approved is attached to this letter. The amendment changes our request from \$59,393,849 to \$60,220,849.

We appreciate your efforts in protecting both the county and school district budgets during this time of reduced state funding.

Sincerely,

Michael Thorsland, Ed.D.
Superintendent of Education

**EXHIBIT B
TO OCONEE COUNTY ORDINANCE 2014-23**

**SCHOOL DISTRICT OF OCONEE COUNTY
GENERAL FUND SUMMARY AS REVISED
Ordinance 2014-23
2014-2015 Budget**

School Operations - Local Taxes			
Description	FY 2015 Council Approved	Budget Amendment 2014-23	FY 2015 Budget As Revised
Local tax revenue	42,006,424	577,000	42,583,424
Local Property Tax relief reimbursement	3,948,130		3,948,130
Homestead Exemption tax revenue	1,505,798		1,505,798
Property tax relief Tier 3	10,993,134		10,993,134
Merchants' inventory tax revenue	109,330		109,330
Manufacturers' depreciation reimbursement	405,383		405,383
Motor-carrier fees	275,650		275,650
Late Penalties and Fees	-	250,000	250,000
Total from Local Taxes	59,393,849	827,000	60,220,849

Fund Balance Required to Balance Budget			
Description	FY 2015 Council Approved	Budget Amendment 2014-23	FY 2015 Budget As Revised
Fund Balance Required to Balance Budget	4,496,286	(827,000)	3,669,286
Total Fund Balance Required	4,496,286	(827,000)	3,669,286

EXHIBIT C
TO OCONEE COUNTY ORDINANCE 2014-23
 Page 1 of 2

School District of Oconee County Second Year Revised Budget Request for FY2014-2015				
	Final FY 2014 Budget	Revised FY 2015 Budget Proposal	Increase/ (Decrease)	
1	Local tax revenue	41,006,424	40,532,424	572,000
2	Local property tax relief reimbursement	3,948,180	3,948,180	-
3	Homestead exemption tax revenue	1,075,798	1,075,798	-
4	Property tax relief (TCR 3)	10,727,240	10,692,124	219,288
5	Manufacturers' inventory tax revenue	169,330	169,330	-
6	Manufacturers' depreciation reimbursement	408,283	408,283	-
7	Water service fees	275,650	275,650	-
8	Life Insurance Fees	-	297,000	(297,000)
9	Total from Local Taxes	59,326,515	60,280,649	1,052,294
10	Interest on investments	30,000	30,000	-
11	Rental fees	10,000	10,000	-
12	Refunds	20,000	20,000	-
13	Tribble Center payroll services	7,000	7,500	(500)
14	Other local revenue	-	-	-
15	Total Non-Tax Local Revenue	87,000	87,000	-
16	School bus driver salary	515,552	515,552	-
17	Bus drivers' workers compensation	54,050	54,050	-
18	Fringe benefits	6,271,563	6,256,841	(12,242)
19	Revenue insurance	2,425,309	2,425,309	-
20	Other state revenue	-	-	-
21	Kindergarten program aid	976,226	734,361	(241,865)
22	Primary program aid	2,740,860	2,663,576	(77,286)
23	Elementary program aid	3,505,374	3,432,748	(72,626)
24	High school program aid	1,017,508	969,359	(48,149)
25	Transferable handicapped program aid	26,700	27,601	(899)
26	Speech handicapped program aid	1,041,516	1,041,516	-
27	Handicapped program aid	50,166	37,331	(12,835)
28	Exceptionally low capacity program aid	118,562	118,562	-
29	Educable mentally handicapped program aid	58,442	57,576	(866)
30	Learning handicapped program aid	1,607,123	1,673,091	(65,969)
31	Learning handicapped program aid	70,933	73,927	(2,994)
32	Visually handicapped program aid	29,140	29,506	(366)
33	Orthopedically handicapped program aid	44,298	43,413	(885)
34	Vocational program aid	3,103,774	3,054,831	(48,943)
35	Multiple handicapped program aid	249,331	236,283	(13,048)
36	Gifted & Talented Education Funds	-	275,191	(275,191)
37	Academic enrichment	-	277,145	(277,145)
38	Adult Education	-	36,415	(36,415)
39	Limited English Proficiency	-	125,385	(125,385)
40	Funds in Priority	-	1,069,149	(1,069,149)
41	Total State Sources	23,407,814	24,295,956	(888,142)
42	Total Revenue	82,726,929	84,602,725	(1,875,796)
43	Transfer from ECA	2,368,400	1,466,075	(902,325)
44	Transfer from Special Revenue	21,095,996	21,095,996	-
45	Transfer from Special Revenue (Netting Method)	200,000	200,000	-
46	District Debt Transfer Revenue	152,758	282,750	(129,992)
47	Transfers In	4,927,154	3,964,821	(962,333)
48	Total Other Financing Sources	4,927,154	3,964,821	(962,333)
49	Total Revenue and Transfers from All Sources	87,654,083	88,567,546	(913,463)
50	Projected Expenditures (page 2)	89,261,812	90,027,812	(865,976)
51	Fund Balance Required to Balance Budget	\$ (1,607,729)	\$ (2,460,266)	\$ 852,537

EXHIBIT C
TO OCONEE COUNTY ORDINANCE 2014-23
Page 2 of 2

School District of Oconee County
 FY2014-2015 Proposed Expenditure Budget Summary

Account group	Account Group Description	Revised FY 2014 Budget	Proposed FY 2015 Budget	Increase/ (decrease)
1	009 Salaries	57,899,587	59,175,312	1,275,725
2	000 Fringe, Payroll taxes and matching expense	21,476,427	22,916,696	1,440,269
3	Allocations and departmental budgets:			
4	001 Instructional	608,664	602,620	(6,044)
5	002 Special Education	60,634	67,632	6,998
6	003 Fine arts	72,498	72,498	-
7	004 Educational media	243,317	242,443	(874)
8	005 Staff development	95,391	94,869	(522)
9	007 Department budgets	2,863,473	2,727,469	(136,004)
10	008 Health Room Supplies	53,795	52,705	(1,090)
11	301 Itinerent instructional travel	20,700	20,700	-
12	105 Lego league	12,000	12,000	-
13	150 district paid school fees	375,000	426,000	51,000
14	240 Custodial supplies	323,775	323,775	-
15	280 Copier leases	224,460	224,460	-
16	310 Maintenance department repairs	330,268	330,268	-
17	311 Facility specialist repairs	118,868	118,868	-
18	312 Fire marshall inspections	8,500	8,500	-
19	321 Custodial equipment	40,800	40,800	-
20	330 Grounds upkeep	148,750	148,750	-
21	331 Athletic fields upkeep	42,500	42,500	-
22	340 Maintenance vehicle repairs	17,617	17,617	-
23	350 Pupil activity support	201,625	199,593	(2,042)
24	400 Utilities	3,621,335	3,621,335	-
25	410 Security monitoring	442,712	442,712	-
26	420 Custodial temps	59,500	59,500	-
27	ntw Internet Service Provider Fees	-	202,000	202,000
		\$ 89,361,916	\$ 92,191,612	\$ 2,829,696

**AGENDA ITEM SUMMARY
OCONEE COUNTY, SC**

COUNCIL MEETING DATE: October 21, 2014
COUNCIL MEETING TIME: 6:00 PM

ITEM TITLE [Brief Statement]:

Second Reading of Ordinance 2014-24 "AN ORDINANCE AUTHORIZING AND DIRECTING THE PROVISION OF COUNTY-FUNDED LEGAL REPRESENTATION, DEFENSE, AND LIMITED INDEMNIFICATION FOR OCONEE COUNTY EMPLOYEES IN CERTAIN LIMITED CIRCUMSTANCES INVOLVING THE DIRECTION AND PERFORMANCE OF OFFICIAL DUTIES, AND OTHER MATTERS RELATED THERETO"

BACKGROUND DESCRIPTION:

This ordinance is designed to cover all county employees who are engaged in their official duties and are sued. The ordinance addresses specifically a gap in South Carolina state law regarding immunity for public officials. An employee[s] can be sued, found innocent and deemed to have acted within their authority; however, attorney fees for their defense in a suit may not be awarded by a judge. This leaves the employee[s] with huge legal fees for their defense when they were acting within the scope of their official duty.

The South Carolina Ethics Commission [SCEC] was asked for an informal opinion at the request of a Council member through the County Attorney to identify the appropriateness of council members voting on an ordinance which they might in the future benefit from. The SCEC's informal opinion was that as the council members are part of a large class, i.e., all Oconee County employees; therefore, as members of a large class they do not need to remove themselves from discussing and voting on the proposed ordinance.

Lastly, this ordinance will NOT cover employees if they are deemed to have acted outside of their official duties by a court of law.

SPECIAL CONSIDERATIONS OR CONCERNS [only if applicable]:

None

FINANCIAL IMPACT [Brief Statement]:

None

Check Here if Item Previously approved in the Budget. No additional information required.

Approved by : Finance

COMPLETE THIS PORTION FOR ALL GRANT REQUESTS:

Are Matching Funds Available: Yes / No

If yes, who is matching and how much:

Approved by : Grants

ATTACHMENTS

Ordinance 2014-24

STAFF RECOMMENDATION [Brief Statement]:

Submitted or Prepared By:

Department Head/Elected Official

Approved for Submittal to Council:


T. Scott Moulder, County Administrator

Council has directed that they receive their agenda packages a week prior to each Council meeting, therefore, Agenda Items Summaries must be submitted to the Administrator for his review/approval no later than 12 days prior to each Council meeting. It is the Department Head / Elected Officials responsibility to ensure that all approvals are obtained prior to submission to the Administrator for inclusion on an agenda.

A calendar with due dates marked may be obtained from the Clerk to Council.

STATE OF SOUTH CAROLINA
OCONEE COUNTY
ORDINANCE 2014-24

AN ORDINANCE AUTHORIZING AND DIRECTING THE PROVISION OF COUNTY-FUNDED LEGAL REPRESENTATION, DEFENSE, AND LIMITED INDEMNIFICATION FOR OCONEE COUNTY EMPLOYEES IN CERTAIN LIMITED CIRCUMSTANCES INVOLVING THE DIRECTION AND PERFORMANCE OF OFFICIAL DUTIES; AND OTHER MATTERS RELATED THERETO.

WHEREAS, Oconee County, South Carolina (the "County"), a body politic and corporate and a political subdivision of the State of South Carolina (the "State"), acting by and through its governing body, the Oconee County Council (the "County Council"), is served by many loyal and dedicated elected officials and employees (collectively, the "Employees"), who diligently carry out the official functions of the County, as established in State law, on a daily basis; and

WHEREAS, in order to ensure that all elected officials and employees of all counties in the State are able to carry out such assigned official duties in a responsible manner, free of fear from personal attack or loss because of and while acting in the scope of their official duties, federal law and South Carolina law both provide extensive protections for such employees, including making such attacks and loss generally subject to sovereign immunity, and generally prohibiting lawsuits attempting to create such loss except when the employee is acting outside of the scope of their official duties; and

WHEREAS, because published threats have recently been made against certain County employees and elected officials, threatening to sue them for financially crippling damages by means and language which would skirt or obviate the protections afforded to such Employees by state and federal law, thereby making such a possibility not merely theoretical, but a threatened reality; and

WHEREAS, a potential gap exists in the statutory protection of County Employees from litigation intended to harm them personally for discharging the official duties of the County, in that defense of such threatened litigation by County Employees, even to the extent necessary to have such litigation dismissed or converted to suit against the County, as prescribed by state law, could nevertheless result in catastrophic financial burden to such Employees; and

WHEREAS, no Employee should ever be intentionally threatened by or exposed to any financial loss, much less intentionally catastrophic financial loss, merely for doing that which is required and mandated by state law, such as, without limitation, the uniform and consistent lawful collection of owed taxes, and because the threat of such loss would be harmful to the official discharge of public duties in any political subdivision, and even chill the willingness to

serve in public office by creating fear of personal damage or loss for simply doing one's duties; and

WHEREAS, because Oconee County recognizes the need to prevent use of threats of potential litigation as coercion or intimidation to deter or chill such discharge of official duties, Oconee County desires to ensure that all County Employees, engaged in the direction or performance of official duties for and on behalf of Oconee County, know that they are protected from such liability or harm, unless and until they lose their immunity and protection from such litigation in accordance with South Carolina law, including, without limitation, §15-78-70, South Carolina Code, 1976, as amended, and so Oconee County Council hereby authorizes and directs the provision of County funded legal representation, defense, and limited indemnification (limited to the extent of actual legal costs incurred by and valid judgments rendered against any County Employee except for conduct outside the scope of his official duties or which constitutes actual fraud, actual malice, intent to harm, or a crime involving moral turpitude) for such Employees, to address costs and risks prior to statutory protection dismissing such litigation, all of which is consistent with defense of other Employees sued for the direction and discharge of their official duties throughout the State.

NOW, THEREFORE, IT IS HEREBY ORDAINED by Oconee County Council, in meeting duly assembled, that:

1. The foregoing preamble, and all statements contained therein, are hereby adopted as findings of fact by Oconee County Council, for purposes of this Ordinance.

2. To the extent that the South Carolina Insurance Reserve Fund or other County carrier fails to provide full coverage of defense, possible judgment, or other related expenses for the defense of any County Employee named as a defendant in litigation related to the direction and performance of official duties (those prescribed by federal or state law, or traditionally and historically carried out by County Employees on behalf of the public of Oconee County), Oconee County shall provide for legal defense of such Employees, with counsel reasonably acceptable to such Employees, and will cover possible judgment or other related expenses related to such representation and defense, unless and until a determination is made by a court of competent jurisdiction that such Employee was acting outside the scope of his or her official duties or engaged in conduct which constitutes actual fraud, actual malice, intent to harm, or a crime involving moral turpitude, all as prescribed by state law, it being the policy of Oconee County to protect County Employees from personal financial damage as a result of directing or performing official duties on behalf of the County, except as otherwise proscribed by state law.

3. Expenses for the representation, defense, and indemnification of County Employees, as prescribed in the foregoing paragraph, shall be paid from general or special reserve funds of the County, or if applicable, from a special insurance policy carried by the County for such purpose.

4. Because the coverage and payment policy prescribed herein is specific to job responsibilities of County Employees, such expenses will be paid by the County as first payment, prior to any personal liability insurance coverage carried by the Employee in question.

5. Any request from a County Employee for use of the coverage prescribed herein will be reviewed and subject to approval by a committee composed of the County Attorney, the Chief Financial Officer of the County, and the Risk Manager of the County, each having an equal vote. A decision by the committee to decline to provide coverage for a County Employee, as prescribed herein, may be appealed to the County Administrator.

6. If the representation and defense policy prescribed herein is approved after public hearing and third and final reading of this Ordinance, such policy will be effective immediately, and will date back to the date of first reading of this Ordinance.

7. Should any part or provision of this Ordinance be deemed unconstitutional or unenforceable by any court of competent jurisdiction, such determination shall not affect the rest and remainder of this Ordinance, all of which is hereby deemed separable.

8. All ordinances, orders, resolutions, and actions of Oconee County Council inconsistent herewith are, to the extent of such inconsistency only, hereby repealed, revoked, and rescinded.

9. This Ordinance shall take effect and be in full force and effect, as of the date of first reading, from and after third reading and enactment by Oconee County Council.

ORDAINED in meeting, duly assembled, this ____ day of _____, 2014.

ATTEST:

Elizabeth Hulse,
Clerk to Oconee County Council

Joel Thrift,
Chairman, Oconee County Council

First Reading: October 7, 2014
Second Reading: October 21, 2014
Public Hearing:
Third Reading:

**AGENDA ITEM SUMMARY
OCONEE COUNTY, SC**

COUNCIL MEETING DATE: October 21, 2014
COUNCIL MEETING TIME: 6:00 PM

ITEM TITLE [Brief Statement]:

First Reading of Ordinance 2014-25 [in title only] "AN ORDINANCE AMENDING CHAPTER 32 AND CHAPTER 38 OF THE OCONEE COUNTY CODE OF ORDINANCES, IN CERTAIN LIMITED REGARDS AND PARTICULARS ONLY; AND OTHER MATTERS RELATED THERETO"

BACKGROUND DESCRIPTION:

The proposed ordinance, 2014-25 stems from a review of Oconee County's land use policy that was initiated by the Planning Commission in May 2013. The review focused on Chapter 32 Unified Performance Standards and Chapter 38 Zoning Enabling Ordinance of Oconee County's Code of Ordinances. On September 15, 2014, during a regular meeting, the Planning Commission voted to forward a series of proposed amendments to County Council for review and consideration. On September 22, 2014, County Council held a workshop with the Planning Commission to discuss the proposed amendments. Currently, staff is working to address questions and comments that were raised during the workshop.

SPECIAL CONSIDERATIONS OR CONCERNS [only if applicable]:

None

FINANCIAL IMPACT [Brief Statement]:

Check Here if Item Previously approved in the Budget. No additional information required.

Approved by : _____ Finance

COMPLETE THIS PORTION FOR ALL GRANT REQUESTS:

Are Matching Funds Available: Yes / No

If yes, who is matching and how much:

Approved by : _____ Grants

ATTACHMENTS

None

STAFF RECOMMENDATION [Brief Statement]:

It is staff's recommendation that Council take first reading (in title only) of Ordinance 2014-25.

Submitted or Prepared By:

Department Head/Elected Official

Approved for Submittal to Council:



T. Scott Moulder, County Administrator

Council has directed that they receive their agenda packages a week prior to each Council meeting, therefore, Agenda Items Summaries must be submitted to the Administrator for his review/approval no later than 12 days prior to each Council meeting. It is the Department Head / Elected Officials responsibility to ensure that all approvals are obtained prior to submission to the Administrator for inclusion on an agenda.

A calendar with due dates marked may be obtained from the Clerk to Council.

AGENDA ITEM SUMMARY
OCONEE COUNTY, SC

COUNCIL MEETING DATE: October 21, 2014
COUNCIL MEETING TIME: 6:00 PM

ITEM TITLE [Brief Statement]:

First Reading [in title only] of Ordinance 2014-26 "AN ORDINANCE TO AUTHORIZE THE ACCEPTANCE OF ELECTRONIC SIGNATURES FOR CERTAIN OCGNEE COUNTY TRANSACTIONS IN ACCORDANCE WITH THE SOUTH CAROLINA UNIFORM ELECTRONIC TRANSACTION ACT AND TO AUTHORIZE AN ELECTRONIC SIGNATURE POLICY IN ACCORDANCE WITH SECTION 26-6-190(A) OF THE SOUTH CAROLINA CODE OF LAWS; AND OTHER MATTERS RELATED THERETO"

BACKGROUND DESCRIPTION:

Proposed ordinance 2014-26 stems from the County's One-Stop-Shop initiative which has been focused on streamlining processes and making government more user friendly overall. Part of the One-Stop-Shop initiative has been the implementation on new permitting software in the Community Development department. The software is cloud based which allows citizens to navigate the County's permitting process online from the comforts of their home or office or from a job site. Part of the permitting processes requires a signature from the applicant. Ordinance 2014-26 establishes procedures related to the acceptance of electronic signatures. Ordinance 2014-26 will not only apply to the Community Development department. This ordinance establishes electronic signature policies for all County operations. Having these procedures in place is crucial as the County moves forward with the One-Stop-Shop program and as the County transitions to operating in a digital environment in order to best serve the citizens of Oconee County.

SPECIAL CONSIDERATIONS OR CONCERNS [only if applicable]:

None

FINANCIAL IMPACT [Brief Statement]:

Check Here if Item Previously approved in the Budget. No additional information required.

Approved by : _____ **Finance**

COMPLETE THIS PORTION FOR ALL GRANT REQUESTS:

Are Matching Funds Available: Yes / No

If yes, who is matching and how much:

Approved by : _____ **Grants**

ATTACHMENTS

None

STAFF RECOMMENDATION [Brief Statement]:

It is staff's recommendation that Council take first reading (in title only) of Ordinance 2014-26.

Submitted or Prepared By:

Approved for Submittal to Council:

Department Head/Elected Official

T. Scott Moulder, County Administrator

Council has directed that they receive their agenda packages a week prior to each Council meeting, therefore, Agenda Items Summaries must be submitted to the Administrator for his review/approval no later than 12 days prior to each Council meeting. It is the Department Head / Elected Officials responsibility to ensure that all approvals are obtained prior to submission to the Administrator for inclusion on an agenda.

A calendar with due dates marked may be obtained from the Clerk to Council.

STATE OF SOUTH CAROLINA
OCONEE COUNTY
RESOLUTION R2014-16

A RESOLUTION TO EXPRESS OCONEE COUNTY'S REQUEST THAT THE SOUTH CAROLINA GENERAL ASSEMBLY INCREASE THE ALLOCATION TO THE LOCAL GOVERNMENT FUND TO BOTH PROVIDE PROPERTY TAXPAYERS WITH THE RELIEF THEY HAVE BEEN PROMISED AND ALLOW COUNTY GOVERNMENT THE ABILITY TO PROVIDE THE STATE AND LOCAL GOVERNMENT SERVICES REQUIRED UNDER STATE LAW

WHEREAS, The South Carolina General Assembly enacted the Home Rule Act, Act No. 283 of 1975, granting certain, but limited, powers to the Local Government bodies across the State; and

WHEREAS, the State, in addition to the powers and obligations enumerated the Home Rule Act, has chosen to utilize Counties as an administrative arm of the state of South Carolina and as an additional funding source for state agencies; and

WHEREAS, the legislature proposed and passed the State Aid to Subdivisions Act in the FY 1991-92 budget; and

WHEREAS, this Act requires that the State appropriate 4.5% of general fund revenues of the most recently completed fiscal year to the Local Government Fund; and

WHEREAS, in FY 2009-10, 2010-11, FY 2011-12, FY 2012-2013, FY 2013-14 and FY 2014-15 the General Assembly suspended the provisions of §6-27-30 and §6-27-50 in the budget and failed to fund the LGF at the statutorily mandated formula; and

WHEREAS, for FY 2014-15 the General Assembly funded the LGF at \$187.6 million in recurring dollars and \$25 million in non-recurring money. This amount represents \$75 million in lost tax relief to county taxpayers; and

WHEREAS, in 1999 the General Assembly passed §12-37-2735, the Personal Property Tax Relief Fund, to provide an additional \$20 million allocation to counties for property tax relief; and

WHEREAS, since FY 2001-02 the General Assembly has suspended the provisions of §12-37-2735 in the budget and failed to fund the Personal Property Tax Relief Fund at the statutorily mandated level; and

WHEREAS, state-shared revenue assists in the burden placed upon property taxpayers to fund both state and local services,

WHEREAS, despite refusing to increase monies to the Local Government Fund, the General Assembly persists in statutorily requiring counties to assume the State's administrative and financial responsibilities; and

WHEREAS, the State further punishes county taxpayers by withholding additional revenue for a county's failure to assume the state's obligations; and

WHEREAS, in addition to surreptitiously dismantling statutory property tax relief granted to their property taxpayers, the General Assembly has further restricted county government's ability to generate revenue, thereby preventing the counties from being able to pay for legitimate functions of county government and from mitigating the expected shortfalls resulting from the State's refusal to meet its statutory obligations; and

WHEREAS, despite the fact that the state general fund saw a 20.3% increase from FY 2010 to 2013, the General Assembly refuses to provide even a negligible increase for property tax relief, much less fund in accordance with state statutes, and

WHEREAS, this tax policy is unsustainable without substantial tax increases and/or service reductions; and

WHEREAS, a failure to fund the Local Government Fund requires taxpayers to pay twice for the same services they were receiving prior to the reductions in the Local Government Fund,

NOW, THEREFORE, BE IT RESOLVED on this 21st day of October 2014, that Oconee County urges the General Assembly reestablish accountability by restoring State funding of State agencies and desist in the current policy which forces counties to levy property taxes to fund these agencies; and

BE IT FURTHER RESOLVED, that Oconee County urges the General Assembly increase the allocation to the Local Government Fund to both provide property taxpayers with the relief they have been promised and allow county government the ability to provide the State and Local Government services required under State Law.

ATTEST:

Elizabeth Hulse,
Clerk to Oconee County Council

Joel Thrift,
Chairman, Oconee County Council

PROCUREMENT - AGENDA ITEM SUMMARY
OCONEE COUNTY, SC

COUNCIL MEETING DATE: October 21, 2014

ITEM TITLE:

Title: Telsmith Gyrasphere Crusher

Department: Quarry

Amount: 358,500.00

FINANCIAL IMPACT:

Procurement was approved by Council in Fiscal Year 2014-2015 budget process.

Budget: \$ 375,000.00

Project Cost: \$ 358,500.00

Balance: \$ 16,500.00

Finance Approval:



BACKGROUND DESCRIPTION:

On September 30, 2014 the 52 cone crusher did not start-up as it should, but with some coaxing it began running. That problem repeated on October 1st, so the decision was made to bring out a crane on October 2 to disassemble it for inspection. The Telsmith representative was on site on October 3, 2014, along with Mr. Moulder and Mr. Thrift. The decision was made to replace this crusher with a retrofitted/reconditioned Telsmith Gyrasphere Crusher, 52SBS and this order was placed on Friday, October 3 in order to minimize down time for this plant. This replacement crusher comes with a 12 month or 2000 hour warranty and is available only directly from the manufacturer. Mr. Moulder brought this information to Council in his Administrator's Report at the October 7, 2014 meeting.

SPECIAL CONSIDERATIONS OR CONCERNS:

All other crushing components currently in use at the Quarry are Telsmith brand. This purchase directly from Telsmith will allow the Quarry to continue to use the same wear parts that are currently on hand and no additional permitting will be required by DHEC. Therefore this purchase qualifies as a sole source/no substitute purchase as well as meeting the criteria for an Emergency Repair purchase.

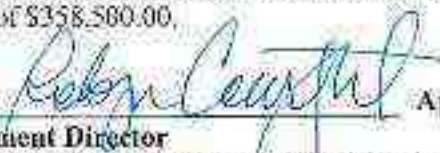
ATTACHMENT(S):

1. Letter from Quarry Manager to Procurement Director
2. Letter from Telsmith explaining sole source.
3. Quote from Telsmith
4. PO 51359 to Telsmith

STAFF RECOMMENDATION:

It is the staff's recommendation that Council ratify the Council Chairman's action to approve the purchase of the Telsmith Gyrasphere 52 Crusher directly from Telsmith in the amount of \$358,500.00.

Submitted or Prepared By:


Robyn Courtright, Procurement Director

Approved for Submittal to Council:


T. Scott Moulder, County Administrator

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A calendar with due dates marked may be obtained from the Clerk to Council.



Oconee
County
Quarry



October 3, 2014

Mrs. Robyn Courtright, Procurement Director
Oconee County Procurement
415 S. Pine Street
Walhalla, SC 29691

Re: Quarry Emergency - 52 Retrofit

D. Richard Martin
Quarry Manager

Oconee County Rock Quarry
686 Rock Crusher Road
Walhalla, SC 29691

Phone: 864-638-4214
Fax: 864-638-4215

E-mail:
quarry@oconeesc.com

Dear Mrs. Courtright;

We are submitting a requisition today for the purchase of a 52SBS Gyrasphere Crusher.

I recommend that this be purchased from Telsmith for the following reasons:

1. It will allow us to keep the same manufacturer of the other crushing components
2. It will allow the use of wear parts that are currently on-hand
3. No additional permitting will be required by DHEC

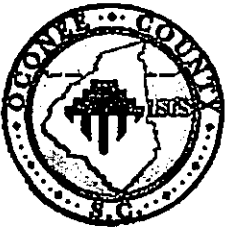
Thank you for your kind consideration.

Sincerely,



D. Richard Martin, Quarry Manager
Oconee County Quarry

DRM/pm



TELSMITH

an Alltec Industries Co.

Dear: Oconee County Procurement

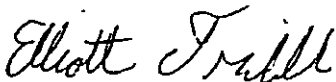
We are pleased to provide you the items on SQ-127793-3, this will be a direct sell from Telsmith Inc. to Oconee County. No authorized dealer can provide this equipment due to the fact it is a refurbished component; it must come from the manufacture.

This replacement includes:

- Reconditioned Lower Frame
- Retrofit to an SBS
 - Upper Frame and Support Bowl
 - Hydraulic power unit...(a New power unit is required)
 - Does not include Liners (Concave Ring) and liner hardware
- Extended Warranty
 - 12 Months or 2000 Hours

If you have any questions please feel free to give me a call.

Best Regards,



Elliott Tribble
Regional Parts Support Manager
864-752-5365
etribble@telsmith.com



TELSMITH

An Astec Industries Co.

Volvo
Registered
ISO 9001:2008
Certified

10910 N. INDUSTRIAL DRIVE - MEQUON, WI 53092
Phone: 262-242-6600 - Fax: 262-242-7881

Deliver To:
OCONEE COUNTY ROCK QUARRY - #C32029
886 ROCK CRUSHER ROAD
WALHALLA, SC 29691

Invoice To:
OCONEE COUNTY ROCK QUARRY - #C32029
886 ROCK CRUSHER ROAD
WALHALLA, SC 29691

Shipping Contact Name:
Shipping Contact Number:

Mode of Delivery.....
Terms of Delivery.....
Ship Complete: No

Quotation

Quotation #.....: **SQ-127793-3**

Telsmith Contact.....: **BILLY ELLIOTT TRIBBLE**
Requisition.....:
Reference.....: **QUOTATION**
Payment.....: **NET 30 DAYS**
Serial Number.....: **202M10162**
Equipment Model.....: **S2S GYR/C15585**
Page.....: **1 of 1**
Quotation Expiration.....: **11/1/2014**

Item number	Item name	Quantity	Unit Price	Amount
1022277	RETROFIT BOM.52H TO S2SBS/SBX	1.00	162,500.00	162,500.00

This retrofit package consists of the following:
 * Upper frame and support bowl
 * Hydraulic adjust and locking cylinder assembly
 * Hydraulic power unit ... (a NEW power unit is required)
 This package does not include:
 * Liners
 * Liner hardware

P1128A/S2SBX-LOWER-S2SBX LOWER FRAME.RECOND	1.00	185,000.00	185,000.00
P1537A/WARRANTY EXTENDED WARRANTY	1.00	5,000.00	5,000.00
SHIPPING & HANDLING/SHIPPING CHARGE	1.00	6,000.00	6,000.00

*** All Quoted Prices and Availability Dates are subject to prior demand and may change without notice. ***

Sales balance	Misc. charges	Sales tax	Total
358,500.00	0.00	0.00	358,500.00 USD

PURCHASE ORDER

10-3-14 E-mailed Pam
She is to give copy to
Elliott

BILL TO:

OCONEE COUNTY
415 SOUTH PINE STREET
WALHALLA SC 29691-

PURCHASE ORDER NO: 51359 ✓

This PO number must appear on all packages
and correspondence per Pam - Elliott has P.O.
Page 1 of 2

PHONE: (864) 638-4141 FAX: (864) 638-4142

VENDOR: 81083

TELSMITH, INC.
P.O. BOX 934302
ATLANTA GA 31193-3822

SHIP TO:

ROCK QUARRY
686 ROCK QUARRY ROAD
WALHALLA SC 29691

(864) 638-4214

Notes to Vendor:

Order Date: 10/03/2014 Date Required: Ship Via: BEST WAY

Quantity	U/M	Catalog No	Description	Unit Price	Total
1.00			52SBS GYRASPHERE CRUSHER-TELSMITH	0.00	0.00
1.00	EA		RETROFIT BOM .52H TO 52SBS/SBX RETROFIT PACKAGE TO INCLUDE: UPPER FRAME AND SUPPORT BOWL HYDRAULIC ADJUST AND LOCKING CYLINDER ASSEMBLY HYDRAULIC POWER UNIT (A NEW POWER UNIT IS REQUIRED) RETROFIT PACKAGE DOES NOT INCLUDE: LINERS LINER HARDWARE	162,500.00	162,500.00
1.00	EA		P1126A/52SBX LOWER FRAME RECONDITIONED	185,000.00	185,000.00
1.00	EA		P1537A/WARRANTY - EXTENDED WARRANTY 1 YEAR OR 2,000 HOURS WHICHEVER COMES FIRST	5,000.00	5,000.00
1.00	EA		SHIPPING / FREIGHT AS PER YOUR QUOTE NUMBER SQ-127793-3 DATED 10/3/14.	6,000.00	6,000.00

ATTN: ELLIOTT TRIBBLE

SubTotal	358,500.00
Sales Tax	0.00
Order Total	358,500.00

Requested By: RICK MARTIN

Reviewed by: TSPEARMAN

Approved by: TSPEARMAN

Account Distribution

ACCOUNT NUMBER	AMOUNT	ACCOUNT NUMBER	AMOUNT
017-719-50841-00000	358,500.00		

DIRECT MANUFACTURER - SEE ATTACHED LETTER FROM TELSMITH

NOTICE TO VENDORS: This order is given for immediate acceptance by the seller. Unless promptly notified to the contrary the purchaser will assume that the Seller accepts the order as written and that he will make prompt delivery on or before the date specified. Oconee County will pay no more than the total listed on this Purchase Order. All shipments will be F.O.B. destination unless specified on the Purchase Order. Seller shall provide a copy of the original invoice accompanied by one copy of all shipping papers. Purchaser reserves the right to cancel the entire order or any portion thereof if the Seller fails to make delivery as specified. No changes in any way shall be allowed except on written authority of the County Procurement Director.

PURCHASE ORDER

BILL TO:

OCONEE COUNTY
415 SOUTH PINE STREET
WALHALLA SC 29691-

PURCHASE ORDER NO: 51359

This PO number must appear on all packages
and correspondence

Page 2 of 2

PHONE: (864) 638-4141

FAX: (864) 638-4142

VENDOR: 81083

TELSMITH, INC.
P.O. BOX 934302
ATLANTA GA 31193-3822

SHIP TO:

ROCK QUARRY
686 ROCK QUARRY ROAD
WALHALLA SC 29691

(864) 638-4214

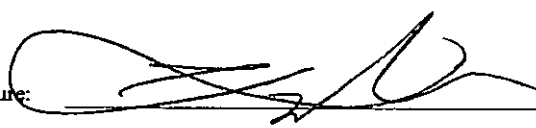
Notes to Vendor:

Order Date: 10/03/2014

Date Required:

Ship Via: BEST WAY

Authorized Signature: _____





NOTES
LAW ENFORCEMENT, PUBLIC SAFETY, HEALTH &
WELFARE COMMITTEE MEETING
October 14, 2014

Oconee County Fire Plan Update / Mr. Moulder

Mr. Moulder updated the Committee regarding progress on the fire plan

- The plan, as outlined at a meeting in December 2010, is now almost 98% complete.
- Mr. Moulder commended the Fire & Rescue staff and volunteers that have made the program a success. Call volume has increased over the years and response times have diminished.

Fire Chief Charlie King reviewed with the Committee the ISO report & three areas for evaluation:

- Fire Protection Capabilities
- Communications
- Water System – noting that the county was evaluated using the “alternative water supply” method.

Oconee County received a 4 rating; covering homes and businesses in the unincorporated areas of the county that are within 5 miles of a fire station.

Mr. Moulder noted that work is beginning on Phase II of the fire plan to include review and possible removal of the fire contracts with the municipalities; redirection of fire contract funding within the fire/rescue program; continuing with the development of sub stations, etc. He stated that a formal draft proposal was in draft form and would be presented to either this committee or full council in the near future.

Redesign of Recycling Center to implement Dirty MRF / Mr. Moulder

Mr. Moulder reviewed with the Committee a proposal from Smith Gardner for a proposed dirty MRF [material recovery facility]. He noted that this was within his spending authority to proceed and was presented as information.

~~~ OVER ~~~

## **Proposed Commercial Inspections & Update re: Permitting Data / Mr. David Stokes**

Mr. Stokes addressed the Committee outlining a proposal to perform commercial inspections prior to power being turned on by a power company. Mr. Stokes noted current life safety concerns when his department is not called into a facility when a use is changed and/or the intensity of use is increased. He stated that these inspections would potentially save the citizens money and work as they can identify needed issues before the citizen expends money on the project.

**Mr. Thrift made a motion, seconded by Mr. Cain, approved 3 - 0 to [1] recommend further study of this matter, [2] direct staff to obtain agreements with the power companies, and [3] to bring back to this committee a plan for consideration.**

## **Updated Permitting Data / Mr. Stokes**

Mr. Stokes addressed the Committee utilizing a handout [copy filed with these minutes] highlighting graphically the upswing in permits and inspections as they relate to current staffing. Mr. Stokes noted that staffing was reduced with the economy downturn however with the improved economy and building within the county he requested that a review of staffing be made in order to meet the demand and citizen/builder expectations. Mr. Moulder reminded the Committee that two positions were cut in FY2011-2012 and stated that this needs to be looked at again based on current trend numbers. He stated that he would make a formal recommendation to Council regarding staffing in the Community Development department.

## **Mosquito Pointe**

Mr. Moulder stated that the county has one week left in an open comment period with Duke Energy before we can move forward.





## NOTES TRANSPORTATION COMMITTEE MEETING

October 14, 2014

### COMMITTEE MEMBERS

Mr. Joel Thrift, District IV, Chairman

Mr. Paul Corbell, District I

Mr. Wayne McCall, District II

#### **Willow Creek II Subdivision**

Mr. Moulder & Mr. Kelly addressed the Committee utilizing a PowerPoint presentation [copy filed with these minutes] highlighting issues related to both Phase I and Phase II of this subdivision. Mr. Kelly requested direction from the Committee. Discussion followed.

Ms. Alyssa Suddeth, Community First Bank representative, addressed the Committee noting her institutions current ownership of the roads and their desire to do what is needed to turn the roads over to the county.

The Committee stated their interest in working with the residents; however, the Committee did not make a commitment at this time to accept these roads into the county system.

It was the consensus of the Committee to direct that the County Engineer work with the Community First Bank representative; outlining requirements for road acceptance, and report back to this committee.

#### **Moccasin Flower Road**

Mr. Moulder & Mr. Kelly addressed the Committee highlighting ongoing investigative work related to this road. No action was taken by the Committee regarding this matter.

#### **Stone Pond Special Tax District**

Mr. Moulder addressed the Committee highlighting progress regarding outstanding ownership issues; noting that progress is being made and staff is moving forward with the property owners. Mr. Thrift reiterated the importance of notifying all new property owners regarding this special tax as property is sold and/or changes ownership.

No action was taken by the Committee regarding this matter.

#### **Buffalo Road**

Mr. Moulder & Mr. Kelly addressed the Committee highlighting issues with this road and staff's interaction with Norfolk Southern Railroad [NSR]. Mr. Kelly presented an estimated cost for improving the crossing from NSR; discussion followed. Mr. Kelly noted that costs may be reduced with county road department assistance.

It was the consensus of the Committee to direct that the County Engineer to continue to work with NSR.

#### **Department Activity Update:**

Mr. Kelly provided the Committee with a written report [copy filed with these minutes] outlining the department activity and special project.





# Boards & Commissions

| Boards & Commissions                                                 | State / OC Code Reference | Reps (DX-At Large)    | Co-Terminus | Term Limits | 4 Year Term | Meeting Date to Appoint | Paul Corbell                                                                                                                   | Wayne McCall       | Paul Cain            | Joel Thrift                                                        | Reg Dexter                                                |                    |                   |
|----------------------------------------------------------------------|---------------------------|-----------------------|-------------|-------------|-------------|-------------------------|--------------------------------------------------------------------------------------------------------------------------------|--------------------|----------------------|--------------------------------------------------------------------|-----------------------------------------------------------|--------------------|-------------------|
|                                                                      |                           |                       |             |             |             |                         | 2010-2014                                                                                                                      | 2013-2016          | 2010-2014            | 2013-2016                                                          | 2013-2016                                                 | 2010-2014          | 2013-2016         |
|                                                                      |                           |                       |             |             |             |                         | District I                                                                                                                     | District II        | District III         | District IV                                                        | District V                                                | At Large           | At Large          |
| Aeronautics Commission                                               | 2-262                     | 5-2                   | YES         | 2X          | YES         | Jan - June 2013         | Randy Renz [1]                                                                                                                 | David Bryant [1]   | Edward Perry [1]     | Dan Schmidt [2]                                                    | Ronald Chiles [1]                                         | Thomas Luke [2]    | Michael Gray [1]  |
| Arts & Historical Commission                                         | 2-321                     | 5-2                   | YES         | 2X          | YES         | Jan - June 2013         | VACANT                                                                                                                         | Luther Lyle [2]    | VACANT               | Barbara Waters [2]                                                 | H. Richardson [2]                                         | Bess Ciopak [1]    | Jean Dobson [2]   |
| Board of Zoning Appeals                                              | 38-6-1                    | 5-2                   | YES         | 2X          | YES         | Jan - June 2013         | Allen Medford [1]                                                                                                              | Sammy Lee [2]      | Gary Littlefield [1] | Marty McKee [2]                                                    | Dick Hughes [2]                                           | Bory Nichols [1]   | Paul Reckart [2]  |
| Building Codes Appeal Board                                          |                           | 5-0                   | YES         | 2X          | YES         | Jan - June 2013         | Roger Mize [2]                                                                                                                 | Matt Rochester [1] | Bob DuBose [1]       | Mike Willimon [2]                                                  | Harry Tolison [2]                                         |                    |                   |
| Conservation Bank Board                                              | 2-381                     | Appointed by Category |             | 2X          | YES         | Jan - June 2013         | Shea Airey [1]                                                                                                                 | Andy Lee [2]       | Rocky Nation [1]     | Marvin Prater [2]                                                  | Frank Ables [1]                                           | Richard Cain [1]   | Glenn Buddin [1]  |
| Scenic Highway Committee                                             | 26-151                    | 0-2                   | YES         | 2X          | YES         | Jan - June 2013         |                                                                                                                                |                    |                      |                                                                    |                                                           | Allen D. Boggs [1] | Staley Powell [1] |
| Library Board                                                        | 4-9-35 / 18-1             | 0-9                   | YES         | 2X          | YES         | Jan - June 2013         | Daniel Day [2], Ellis Hughes [2], B. Hetherington [1], H McPheeters [1], A. Champion [1], VACANT                               |                    |                      |                                                                    | William Caster [1], Maria Jacobson [1], Marie McMahan [1] |                    |                   |
| PRT Commission (members up for reappointment due to initial stagger) | 6-4-25 / 2-381            | Appointed by Industry |             | 2X          | YES         | June 2013               | Brian Greer [2], Rosemary Balles [2], JoAnne Blake [2]                                                                         |                    |                      | Becky Wise [1], Rick Lacey [1], David Lavere [1], Mike Wallace [1] |                                                           |                    |                   |
| Planning Commission                                                  | 6-28-310 / 32-4           | 5-2                   | YES         | N/A         | YES         | February 2013           | Andrea Heiler                                                                                                                  | C. W. Richards     | William Gilster      | Bud Childress                                                      | Ryan Honea                                                | Gwen McPhail       | John Lyle         |
| Behavioral Health Services Commission                                | 2-291                     | 0-7                   | YES         | 2X          | 3 yr.       | June 2014               | Steve Jenkins [1], Harold Alley [1], Louie Holleman [1], Wanda Long [1], Priscilla Taylor [1], Joan Black [1], Jere DuBois [1] |                    |                      |                                                                    |                                                           |                    |                   |
| Capital Project Advisory Committee                                   | 2-391                     | CC, PC infra. 2       | NO          | 3X          | 1 yr.       | May 2014                | Council Representative VACANT, Planning Commission G McPhail [1], Infrastructure Advisory Representative B Winchester [1]      |                    |                      |                                                                    | Randy Abbott [1]                                          | VACANT             |                   |
| Infrastructure Advisory Commission                                   | 34-1                      | N/A                   | NO          | N/A         | NO          | January                 | Council Representative Appointed Annually                                                                                      |                    |                      |                                                                    |                                                           |                    |                   |
| ACOG BOD                                                             |                           |                       |             | N/A         | NO          | JAN 2013                | Council Rep: CC CHAIR or designee {yearly}; 2 yr terms<br>Citizen Rep: Bob Winchester, Minority Rep: Bannie Cunningham         |                    |                      |                                                                    |                                                           |                    |                   |
| Worklink Board                                                       |                           |                       |             |             |             | N/A                     | Worklink contacts Council w/ recommendations when seats open                                                                   |                    |                      |                                                                    |                                                           |                    |                   |

[1] - denotes term. [2] denotes a member who has served one term and less than one half of an additional term making them eligible for one additional appointment.  
 [SHADING = reappointment requested - questionnaire on file] Denotes individual who DOES NOT WISH TO BE REAPPOINTED  
 Bold (all caps) TEXT denotes member ineligible for reappointment - having served or will complete serving max # of terms at the end of their current term.



# OCONEE COUNTY BOARD / COMMISSION / COMMITTEE CANDIDATE LISTING

|                     | DX | AT LARGE | Reappoint Request | AERONAUTICS | PUBLIC SAFETY | REGULATORY | PLANNING | EDUCATION | TOURISM & REC. | Questionnaire Received Date |
|---------------------|----|----------|-------------------|-------------|---------------|------------|----------|-----------|----------------|-----------------------------|
| Faiola, John A.     | 1  |          |                   |             |               |            |          |           | x              | July 2014                   |
| Kisler, Brad        | 1  |          |                   |             |               |            | x        |           |                | July 2014                   |
| Lengyel, Edward     | 1  | Yes      |                   |             |               |            | x        |           |                | September 2013              |
| Lockhart, Raymond   | 1  |          |                   |             |               | x          | x        |           | x              | July 2014                   |
| McMahon, Marie      | 1  |          |                   |             |               |            |          | x         |                | September 2014              |
| Gilster, William A. | 3  |          | Yes               |             |               |            | PLAN     |           |                | July 2014                   |
| Noorai, Manum R     | 3  |          |                   |             |               |            |          | x         |                | June 2014                   |
| McPhail, Gwen       |    | Yes      | Yes               |             |               |            | PLAN     |           |                | July 2014                   |
| Pearson, Frankie    | 4  |          |                   |             | x             |            | x        |           | x              | June 2014                   |
| Blair, Gene         | 5  | Yes      |                   | x           |               | x          | x        |           | x              | August 2014                 |
| Caster, William     | 5  |          | Yes               |             |               |            |          | x         |                | September 2014              |
| Jimenez, Jennie     | 5  |          |                   |             |               |            | x        | x         | x              | December 2013               |
| Walker, William     | 5  |          |                   |             |               |            | x        |           |                | July 2014                   |

*Questionnaires are maintained on file for one year then removed from consideration unless updated by candidate.*

## Areas of Interest (please check one or more)

## Board/Commissions Applicable to Interests

|                                 |                                                                                                                                                                                                                                         |
|---------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Aeronautics                     | Aeronautics Commission                                                                                                                                                                                                                  |
| Public Safety, Health & Welfare | Anderson-Oconee Behavior Health Services Commission<br>Emergency Services Commission                                                                                                                                                    |
| Regulatory                      | Building Codes Appeal Board<br>Parks, Recreation & Tourism Commission<br>Board of Zoning Appeals                                                                                                                                        |
| Planning Activities             | Appalachian Council of Governments Board of Directors<br>Board of Zoning Appeals<br>Capital Project Advisory Committee<br>Conservation Bank Board<br>Economic Development Commission<br>Planning Commission<br>Scenic Highway Committee |
| Education                       | Arts & Historical Commission<br>Library Board                                                                                                                                                                                           |
| Tourism & Recreation            | Arts & Historical Commission<br>Parks, Recreation & Tourism Commission<br>Scenic Highway Committee                                                                                                                                      |



# AGENDA ACTION ITEM



## Public Comment

### SIGN IN SHEET

October 21, 2014

6:00 PM

**AGENDA ACTION ITEMS:** Council will hear public comment during this portion of the meeting for Agenda Action Items on today's agenda only. Agenda Action Items are defined as Administrator Report Items, Ordinances, Resolutions, Proclamations, Action Items, advertised Old Business item, advertised New Business item and Recommendations from Committee ONLY. Combined the two Public Comment Sessions at this meeting are limited to a total of 40 minutes, 4 minutes per person.

Please be advised that citizens not utilizing their full four [4] minutes may not "donate" their remaining time to another speaker. As stated above, each speaker is restricted to a maximum of four [4] minutes.

**Citizens failing to PRINT or list the specific AGENDA ACTION ITEM will not be called upon to address Council during this portion of the meeting.**

|    | FULL NAME             | AGENDA ACTION ITEM  |
|----|-----------------------|---------------------|
| 1  | Michael Messera       | 2014-24             |
| 2  | Bozo Kubrad           | 2014-25             |
| 3  | Benny Nichols         | 2014-24-20          |
| 4  | Vin COOPER            | 2014-25             |
| 5  |                       |                     |
| 6  |                       |                     |
| 7  |                       |                     |
| 8  |                       |                     |
| 9  |                       |                     |
| 10 |                       |                     |
| 11 |                       |                     |
| 12 | <del>NON AGENDA</del> |                     |
| 13 |                       |                     |
| 14 | Susie Corneilus       | Resolution R2014-16 |
| 15 |                       |                     |

Everyone speaking before Council will be required to do so in a civil manner. Council will not tolerate personal attacks on individual council members, county staff or any person or group. Racial slurs will not be permitted. Council's number one priority is to conduct business for the citizens of this county. All citizens who wish to address Council and all Boards and Commission appointed by Council should do so in an appropriate manner.



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